

HOUSE No. 2248

By Mr. Connolly of Everett, petition of Edward G. Connolly for legislation to further regulate motorcycle exhaust pipes. Transportation.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT REGULATING MOTORCYCLE EXHAUST PIPES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 90 of the General Laws is hereby amended by striking
2 out section 7U, as appearing in the 2002 Official Edition, and
3 inserting in place thereof the following section:—

4 All motorcycles exhaust pipes shall be stamped on the outer
5 side of the pipe, in a conspicuous manner, with an 80dBA max-
6 imum compliance notice and the absence of this notice shall be
7 prima facie evidence that the pipe is not in compliance with the
8 80dBA limit and subject to a one hundred dollar fine. Any subse-
9 quent offense shall double the previous fine not to exceed one
10 thousand dollars. Any attempt to add the compliance notice to a
11 non-compliant exhaust shall subject the vehicle to a temporary
12 seizure of the vehicle at the owner's expense. The vehicle will be
13 released after it has been subjected to a sound meter test. A min-
14 imum fine of two hundred fifty dollars for the first offense, five
15 hundred for the second and subsequent with a maximum of one
16 thousand dollars fine shall be assessed for tampering with the
17 compliance notice. For enforcement purposes a tolerance of plus
18 two decibels shall be applied to all measured sound levels of in-
19 use vehicles to provide for variances in equipment calibration,
20 measurement site characteristics and measurement techniques.